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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 ROBERT D. THORSON,

10 Petitioner,

11 v.

12 UNITED STATES OF AMERICA,

13 Respondent.

CASE NO. C18-136 RSM

ORDER GRANTING PETITIONER'S  
MOTION TO WITHDRAW AMENDED  
§ 2255 AND PROCEED WITH ORIGINAL  
§ 2255 PETITION

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15 This matter is before the Court on Petitioner's Motion to Withdraw Amended § 2255 and  
16 Proceed with Original § 2255 Action. Dkt. #24. Having previously requested—and being  
17 granted—leave to file an amended § 2255 petition, Petitioner now seeks to forego filing an  
18 amended § 2255 petition and to proceed with his original § 2255 Petition (Dkt. #1). Petitioner  
19 indicates that he cannot afford to file an amended § 2255 petition in compliance with the Rules  
20 Governing Section 2255 Proceedings for the United States District Courts and does not seek  
21 relief from the Court. Accordingly, and having considered Petitioner's Motion and the relevant  
22 record, the Court finds and ORDERS that:

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24 1. To the extent necessary, Petitioner's Motion to Withdraw Amended § 2255 and Proceed  
25 with Original § 2255 Action (Dkt. #24) is GRANTED.  
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2. The operative § 2255 petition for the purposes of this action is the original and only § 2255 Petition filed by Petitioner (Dkt. #1).
3. The Government shall respond, in accordance with the Rules Governing Section 2255 Cases in United States District Courts, within forty-five days of the date this Order is entered on the docket. Respondent shall note this matter for consideration on the fourth Friday following the filing of an Answer and the Clerk shall note the matter on the Court's docket accordingly. Petitioner may file a Reply to the Answer no later than the noting date.
4. The Clerk of the Court is directed to mail a copy of this Order to Robert D. Thorson, No. 48042-086, FCI-Sheridan, Federal Correctional Institution, P.O. Box 5000, Sheridan, OR 97378.

DATED this 28<sup>th</sup> day of March 2019.



RICARDO S. MARTINEZ  
CHIEF UNITED STATES DISTRICT JUDGE